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LOWELL POLICE	DEPARTMENT APPLIE		Sa	<u> </u>			
ARREST REPORT			A	725(#	02-18436		
		1	Date	= 0	9/28/02		_
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Defendant (s) Name	Defendant (s) Address	<u>s</u>	EX I	20B	SOCIAL	SECURITY #	
Colon, Carlos R	20 Lagrange Street 2nd floor		M 3/	31/68	582-2	3-3483	
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CHARGE (S)	ÇÓ	DE		FFICE	R (S)	BADGE#	لـ
Trafficking in class A "Heroin" over	14 gramD FCFIVF I	2	Rivera,	3.		196	
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	SFP 2 0 2002		Sgt. Go	luct			
LOCATION OF ARREST	LOWELL POLICE DEPIGEO	GODE	ARR	EST DA	TE A	RREST TIME	
Payne Street Lowell		_!	09/28	<u>/02</u>		352 Hrs.	
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VICTIMS ADDRESS		ER	ONEVHO	ME	PHON	e/ Business	_
n/s		N/B	<u></u>		<u> </u>		١
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POLICE OFFICERS STATEMENT:

On the above date and time while assigned to Car 5, I was assisting Sgt. Golner on an incident, which occurred on 129 Westford Street apartment #6. Sgt. Golner was attempting to locate a suspect due to some cocaine confiscated at 129 Westford Street apartment #6. The suspect, a Colombian native was to be found at 11 Payne Street, an automobile dealership. Sgt. Golner then observed the 129 Westford Street suspects' motorvehicle (a gray Buick Century Ma. #2397-ZL) parked on Payne Street. We then walked to 11 Payne Street and observed the above listed defendant speaking to another Hispanic male in the lot. We then asked the listed defendant for a positive identification, in which he producted a Mass, identification & a Puerto Rico identification. As I spoke to the defendant I noticed that he was not of Puerto Rican descent, but of Colombian descent. As this time I noticed that this was not his true identity. We then had the witnesses from 129 Westford Street (see report # 02-18438) come to 11 Payne Street to attempt a positive identification. The witness then stated that the above listed defendant was the 129 Westford Street suspects' best friend. The listed defendant continued to lie to these Officers. We then asked the listed defendant if the suspect was in the automobile dealerships trailer and received confusing statements from him. I then walked by the trailer and observed a set of motor vehicle keys that belonged to a Buick on the floor, near the threshold of the trailer. I then check the keys to the 129 Westford Street suspects' vehicle and learned that the set of keys belonged to the owner of the vehicle (gray Buick Century Ma. #2397-ZL). At this time Officer Quinones and I searched the trailer for the 129 Westford Street suspect. As we did the search for the suspect I observed in plain view a clear plastic bag containing a tan substance, which through my training and experience recognized as the substance to be raw heroin, which was located in an open cabinet. I then notified Sgt. Geliner of the heroin and the above listed

SUPERVISOR SIGNATURE BADGE #

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PAGE 1 OF 2 FILE NAM

FILE NAME = Rivera

ARRESTING OFFICER

2054



LOWELL POLICE DEPARTMENT ARREST REPORT

defendant was placed under arrest for the above listed charge. I also confiscated \$1,505.00 in U.S. currency from the defendant's right pants pocket in which I formed the opinion that it was earnings from narcotic sales. The defendant was then transported to the station via the Police wagon. The automobile dealership was then secured by car #7, Officer Perry Detective Lessieur then took photos of the opened cabinet containing the heroin. I then retrieved the heroin, and it was tagged along with the \$1,505.00 in U.S. currency found on the defendant, and it was placed inside the evidence locker per department policy.

Respectfully Submitted By,

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SUPERVISOR SIGNATURE (BADGE #)

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ARRESTING OFFICER (S) SIGNATURE

PAGE 2 OF 2 FILE NAME = Rivera

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OUTHOR TOURING

	REQUEST FOR BATE
I	Tos & Rivera St. Carlos R. Calon be held on ball for the following reasons.
W	The nature and circumstances of the offense charged.
	The potential penalty the defendant faces.
[]	The defendant's family ties.
[]	The defendant's financial resources and employment record.
[]	The defendant's history of mental illness.
[]	The defendant's reputation and length of residence in the community
[]	The defendant's record of convictions.
[]	The defendant's present drug dependency or his record for illegal drug distribution
()	The defendant's record of flight to avoid prosecution.
M	The defendant's fraudulent use of alias or false identification.
[]	The defendant's failure to appear at a court proceeding to answer to an offense.
[]	The defendant's status of being on bail pending adjudication of a prior charge.
[]	The defendant's status of being on probation, parole or other release pending completion of sentence for any conviction.
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AUTUAN TUNIMIUN

N.

LOWELL POLICE DEPT.

MOTOR VEHICLE TOW AND

INVENTORY REPORT

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SEARCH WARRANT

G.L. c. 276, §§ 1-7

TRIAL COURT OF MASSACHUSETTS District __COURT DEPARTMENT Lowell _DIVISION

SEARCH WARRANT D JCKET NUMBER 0211500159

OFFICER, OR ANY CONSTABLE OR POLICE OFFICER OF ANY CITY OR TOWN, WITHIN OUR COMMONWEALTH: TO THE SHERIFFS OF OUR SEVERAL COUNTIES OR THEIR DEPUTIES, ANY STATE POLICE

COMMONWEALIT:	
Proof by affidavit, which is hereby incorporated by refere cause to believe that the property described below:	nce, has been made this day and I find that there is probable
has been stolen, embezzled, or obtained by false is intended for use or has been used as the mean has been concealed to prevent a crime from being is unlawfully possessed or concealed for an unlawfully is evidence of a crime or is evidence of criminal other (specify)	ans of committing a crime. ng discovered. wful purpose. activity.
unni	owing property: lefined in M.G.L. 94c b) Any and all paraphenalia
dist	stering, and testing related to the illegal
distribution of controlled substances,	c) Any and all records, photographs, papers,
documents, and/or software related to t	the distribution or procurement of controlled
substances.	
the side of it. There is a sign pos	, single room, trailer with two-entry doors on ted along side the trailer that reads, "11 Payne 659". Agudelo, Raul (aka; Edwin Diaz-Solis)
on the person or in the possession of:	
You are are not also authorized to condu	uct the search at any time of th∈ day or night.
You are are not also authorized to enter	the premises without announcement.
	rch any person present who may be found to have such control or to whom such property may have been delivered.
YOU ARE FURTHER COMMANDED If you find such Division of the	property or any part thereof, to bring it before the
	in any event no later than seven days from its issuance, found. (*Strike out final clause if inapplicable.)
	E ISSUED SIGNATURE OF JUSTICE, CLERK MAGISTRATE OR ASSISTANT CLERK
NITNESS: NEIL J. Walley 9/	28/02 (x / 1 2062
SW-1 (9/85)	

SW-1 (9/85)

RETURN OF OFFICER SERVING SEARCH WARRANT

	, 198, and I have executed it as follows:
The following is an inventory of the property taken pursu	
1. l bag cocaine (66.8 Grams)	
2. 1 bag heroin (40.5 Grams)	
3. 1 bag heroin (10.9 Grams Heroin)	
4. Papers bearing name "Pedro Gustavo"	
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	rpages as necessary) ive_Figueroa,_Detective_Todd_Ahern_(Chelms_P.D.);
Officer Dave Ferry, and Officer Tom Tettrau	
	etailed account of all the property taken by me
On this se GNATURE OF PERSON MAKING SEARCH DATE AND	TIME OF SEARCH SWOOM AND SUBSCHIBED TO BE FORE
on this se	9PM Signature of Justice, Clerk-Magistrate or Assistant Clerk

AFFADAVIT OF WILLIAM J. SAMARAS

I, William Samaras, being duly sworn, hereby depose and state as follows. I am a Police Officer with the City of Lowell Police Department. I have been a Police Officer in the City of Lowell for the past six years. I am currently assigned as a Detective with the Special Investigations Unit, under the supervision of Sgt. James Trudel, whose experience in narcotics investigation, is in excess of ten years. One of the responsibilities of the Special Investigations Unit is the investigation into violations of the controlled substance act. During the time I have been assigned to the SIU, I have been responsible for investigating both street level and illicit narcotics distribution operations. I have participated in the execution of search warrants where controlled substance were seized, and suspected narcotics traffickers arrested. I have worked in an undercover capacity in the past, posing as a drug user whose intent was to purchase narcotics. I have also worked with confidential informants on numerous occasions in the past. Prior to my assignment as a narcotics Detective, I worked in the Lowell Police Department Juvenile Bureau. As a Detective in the Juvenile Bureau, I was responsible for investigating crimes involving children and young adults. These crimes include indecent as saults, child rape, robbery, burglary, and murder. I hold a Bachelor's Degree in Legal Studies from the University of Massachusetts in Amherst. I have received over eighty hours of narcotics training and twenty-four hours of Advanced narcotics training from the Federal Drug enforcement agency involving methods of distribution, identification, tackaging of narcotics, and interview techniques. I have over forty hours of Counterdrug Investigation training from the United States Military Police school, and I have also received training from the National Technical Investigators Association. I have received an additional forty hours of drug training from HIDTA (High Intensity Drug Trafficking Area) in New York City, which was held by the DEA and New York City Police Department. I have been teaching a two-hour in service training class to fellow officers on the subject of basic drug identification and methods of distribution for the past six months at the Lowell Cross point towers.

1. On September 28, 2002 at 12:55 Pm a walked into the Highlands Precinct and asked if they had a Spanish Speaking Officer available. He was then directed to Officer Jose Ramirez. Ramirez asked what he meded to talk about and he stated that he believes that his roommate, a Raul Agucelo, is dealing went on to say that he found a bag with white powder contained in it. further stated that he found it in Agudelo's bedroom. that he was suspicious of Agudelo because he does not work, but he drives a car and is able to pay his bills. Officer Ramirez then notified his immediate Supervisor, Sgt Barry Golner. Ramirez was then able to ascertain that lived at 129 Westford along with Raul Agudelo, in Lowell Messachusetts. Ramirez then asked if could show him what he had found. At this time, Ramirez, Officer Borret, and Sgt Barry Golner accompanied Street, Once in the apartment, directed the Officers to

2065

Agudelo's bedroom, the set then entered Agudelo's bedroom and returned to the living room area with a plastic bag. The Officers were able to of serve from the living room area that had removed the plastic bag from the bed oom closet, and that the bag had been removed from a jacket sleeve. The Officers were then able to closer observe that the contents of the bag were a white powder substance in block form. Based on their training and experience, they recognized the bag to contain cocaine. This bag was then seized and placed into evidence per departmental policy. Officers Bourret and Ramirez then secured the apartment, pending the granting of a search warrant for the address.

- 2. On 9-28-02, at 13:52 Hrs, Officer Jose Rivera (Car #5) was assisting Sgt. Barry Golner, on this incident, which occurred on 129 Westford Street, and the Golner was attempting to locate Raul Agudelo and arrest him based on the seizure of cocaine located at 129 Westford Street, The suspect, a Colombian national was believed to be at 11 Payne Street, an automobile dealership. Sgt Golner traveled to this location and observed Raul Agudelo's motor vehicle (a gray Buick Century, Ma. #2397ZL) parked on Payne Street. The Officers then walked to 11 Payne Street and observed a Spanish male, later identified as Carlos Colon, speaking to another Hispanic male in the lot. The Officers then asked Colon for positive identification. Colon produced a Mass, identification and a Puerto Rican identification. As Rivera spoke to Colon he noticed that he was not of Puerto Rican descent, but Columbian descent. At this time, Rivera believed that this was not his true identity and could have been Raul Agudelo. The officers then had the witness and come to 11 Payne Street to attempt an identification of this person. The witness then stated that this raale, who supplied the name Carlos Colon, was a friend of Raul Agudelo. The Officers then asked Colon if Agudelo was inside the auto dealerships trailer and received confusing statements and untruths from Colon. Rivera then walked by the fireshold of the trailer and observed a set of keys. Officer Rivera then checked these keys to Raul Agudelo's vehicle and learned that the set of keys fit the vehicle (Fray Buick Century Ma. # 2397Zl). At this time, Officer Quinnones and Rivera entered the trailer to look for Raul Agudelo. As they did the search for the suspect, Officer Rivera observed in plain view a clear plastic bag containing a tan substance, which th ough his training and experience, he recognized the substance to be raw heroin, which was located in an open cabinet. Rivera then notified Sgt Golner of the heroin and the above listed defendant that was then placed under arrest for the above listed charges. The heroin was tagged and placed into evidence along with \$1,505.00 U.S. currency, which was believed to be proceeds from illegal narcotics sales.
- 3. On 9-28-02, \ who is the roommate of the 129 Westford Street cocaine trafficking suspect a Raul Agudelo, gave statements to Officers, which included a positive identification of his vehicle (Ma. 2397ZI 89 Bt ick Century Gray). knew Agudelo to have an alias of Edwin Diaz. The further stated to

Officers that he believes that Agudelo had been deported from the United States in the past and then returned illegally. A check with the Massachu etts Registry yielded a registered owner as being an Edwin Diaz-Solis. Based on my past training and experience, I know that vehicles are commonly used by traffickers to transport illicit narcotics and to hide them. This, coupled with Colon's evasiver ess regarding Agudelo, and any information regarding the Buick leads me to believe that Colon may have been motivated to misdirect attention from the vehicle for the reason that it may contain contraband or other incriminating evidence.

- 4. Based on the above facts contained in the affidavit, this Detective believes there is probable cause to issue a warrant 11 Payne Street, in the City of owell for A.) Heroin, a controlled substance as defined in MGL CH. 94C B.) Any and all monies and proceeds derived from the illegal sale of controlled substance or for the procurement of controlled substance, C.) Any and all parapherna ia used in packaging, all records, photos, papers, documents, or software related to the distribution of controlled substance.
- 5. Based on the above facts contained in the affidavit, this Detective believes there is probable cause to issue a warrant for 129 Westford Street, and the City of Lowell for A.) Cocaine, a controlled substance as defined in MGi, CH. 94C B.) Any and all monies and proceeds derived from the illegal sale of controlled substance or for the procurement of controlled substance. C.) Any and all para hernalia used in packaging, all records, photos, papers, documents, or software related to the distribution of controlled substance.
- 6. Based on the above facts contained in the affidavit, this Detective believes there is probable cause to issue a warrant for said vehicle, 89 Buick Century color Gray bearing Massachusetts plate number 2397ZL, vehicle identification number 1G4AH51N1KG416701 A.) Cocaine, a controlled substance as cefined in MGL CH. 94C B.) Any and all monies and proceeds derived from the illegal sale of controlled substance or for the procurement of controlled substance, C.) Any and all paraphernalia used in packaging, all records, photos, papers, documents, or software related to the distribution of controlled substance.

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09/12/2006 14:14 FAX 9789372486

- 7. 129 Westford Street is a three-story, multi-family, wood-framed, a partment building that is light green in color with white trim. To get to the target apartment you first enter a courtyard that is located just to the left of the door clearly it arked "127". Once in this courtyard you travel to the far right corner which is clearly marked "129" above it. Once you enter this door, you ascend the staircase to the second floor. Once on the second floor landing the target door will be located to your left and marked with a number above it.
- 8. 11 Payne Street is a white older model, single room, trailer with two-entry doors on the side of it. There is a sign posted along side the trailer that read:, "11 Payne Street Auto Sale / Lowell 978-452-5659".

Signature of affigant

Date

Then personally appeared before named William J. Samaras Jr. and made oath that the foregoing affidavit subscribed by him is true.

Judge, Clerk Magistrate, Asst. Clerk Magistrate



JAMO SWILL
GOVERNOR
ROBERT P. Gittenn
SCCREENTY
HOWARD H. KON, MD, MPH
Commissioner

The Commonwealth of Massachusetts Executive Office of Health and Human Services Department of Public Health State Laboratory Institute 305 South Street Boston, MA 02130-3597 617-983-6622

DATE RECEIVED: 10/04/2002 DATE ANALYZED: 11/11/2002

MARKED: 730460

NO. 730460

I hereby certify that the powder

Contained in 1 plastic bag

Submitted by DET. BRYAN MCMAHON of the LOWELL POLICE DEPT.

Has been examined with the following results:

The powder was found to contain: Cocaine, a derivative of Coca leaves, as defined in Chapter 94 C, Controlled Substance Act, Section 31, Class B.

NET WEIGHT: 61.44 grams

DEFENDANT: AGUDELO, RAUL

ASSISTANT ANALYSTS

Sandra Lipchus

Nancy Tise!

My Commission Expires

NOTARY PUBLIC

Chapter 111, Section 13 of the General Laws

This certificate shall be sworn to before a Justice of the Peace or Notary Public, and the jurat shall contain a statement that the subscriber is the analyst or assistant analyst of the department. When properly executed, it shall be prima facie evidence of the composition, quality, and the net weight of the narcotic or other drug, poison, medicine, or chemical analyzed, or the net weight of any mixture containing the narcotic or other drug, poison, medicine, or chemical analyzed, and the court shall take judicial notice of the signature of the analyst or the assistant analyst, and of the fact that he/she is such.



JANC SWITE Governor Robert P. Gittens Secretary Howard H. Koh. MD. MPH

Commissioner

The Commonwealth of Massachusetts Executive Office of Health and Human Services Department of Public Health State Laboratory Institute 305 South Street Boston, MA 02130-3597 617-983-6622

DATE RECEIVED: 10/04/2002 DATE ANALYZED: 11/11/2002

NO. 730461 I hereby certify that the powder Contained in 1 plastic bag MARKED: 730461 Submitted by DET. BRYAN MCMAHON of the LOWELL POLICE DEPT.

Has been examined with the following results: The powder was found to contain: Cocaine, a derivative of Coca leaves, as defined in Chapter 94 C, Controlled Substance Act, Section 31, Class B.

NET WEIGHT: 61.67 grams

DEFENDANT: AGUDELO, RAUL

ASSISTANT ANALYSTS

Sworn and subscribed to before me this day, I know the subscribers to be assistant analysts Massachusetts Department of Public Health.

Chapter 111, Section 13 of the General Laws

This certificate shall be sworn to before a Justice of the Peace or Notary Public, and the jurat shall contain a statement that the subscriber is the analyst or assistant analyst of the department. When properly executed, it shall be prima facie evidence of the composition, quality, and the net weight of the narcotic or other drug, poison, medicine, or chemical analyzed, or the net weight of any mixture containing the narcotic or other drug, poison, medicine, or chemical analyzed, and the court shall take judicial notice of the signature of the analyst or the assistant analyst, and of the fact that he/she is such.

My Commission Expires





The Commonwealth of Massachusetts Executive Office of Health and Human Services Department of Public Health State Laboratory Institute 305 South Street Boston, MA 02130-3597 617-983-6622

Jane Swift GOVERNOR Robert P. Gittens SCOTTOLARY Howard K. Koh, MD, MPH

Commissioner

DATE RECEIVED: 10/04/2002 DATE ANALYZED: 11/11/2002

NO. 730462 I hereby certify that the substance Contained in 1 plastic bag MARKED: 730462 Submitted by DET. BRYAN MCMAHON of the LOWELL POLICE DEPT.

Has been examined with the following results: The substance was found to contain: Cocaine, a derivative of Coca leaves, as defined in Chapter 94 C, Controlled Substance Act, Section 31, Class B.

NET WEIGHT: 40.52 grams

DEFENDANT: AGUDELO, RAUL

ASSISTANT ANALYSTS

Sworn and subscribed to before me this day, I know the subscribers to be assistant analysts Department of Public Health!

My Commission Expires

Chapter 111, Section 13 of the General Laws

This certificate shall be sworn to before a Justice of the Peace or Notary Public, and the jurat shall contain a statement that the subscriber is the analyst or assistant analyst of the department. When properly executed, it shall be prima facie evidence of the composition, quality, and the net weight of the narcotic or other drug, poison, medicine, or chemical analyzed, or the net weight of any mixture containing the narcotic or other drug, poison, medicine, or chemical analyzed, and the court shall take judicial notice of the signature of the analyst or the assistant analyst, and of the fact that he/she is such.





Jone Swift GOVERNOR Robert F. Gittens SCCTCLATY HOWARD H. Koh. MD. MPH Commissioner

The Commonwealth of Massachusetts Executive Office of Health and Human Services Department of Public Health State Laboratory Institute 305 South Street Boston, MA 02130-3597 617-983-6622

DATE RECEIVED: 10/04/2002 DATE ANALYZED: 11/11/2002

NO. 730463 I hereby certify that the substance Contained in 1 plastic baq

MARKED: 730463

Submitted by DET. BRYAN MCMAHON of the LOWELL POLICE DEPT.

Has been examined with the following results:

The substance was found to contain: Cocaine, a derivative of Coca leaves, as defined in Chapter 94 C, Controlled Substance Act, Section 31, Class B.

NET WEIGHT: 3.12 grams

DEFENDANT: AGUDELO, RAUL

ASSISTANT ANALYSTS

Sworn and subscribed to before me this day, I know the subscribers to be assistant analysts of

Department of Public Health.

My Commission Expires

Chapter 111, Section 13 of the General Laws

This certificate shall be sworn to before a Justice of the Peace or Notary Public, and the jurat shall contain a statement that the subscriber is the analyst or assistant analyst of the department. When properly executed, it shall be prima facie evidence of the composition, quality, and the net weight of the narcotic or other drug, poison, medicine, or chemical analyzed, or the net weight of any mixture containing the narcotic or other drug, poison, medicine, or chemical analyzed, and the court shall take judicial notice of the signature of the analyst or the assistant analyst, and of the fact that he/she is such.



Jane Swift Governor Robert P. Gittens Secretary HOWARD H. Koh, MD, MPH Commissioner

The Commonwealth of Massachusetts Executive Office of Health and Human Services Department of Public Health State Laboratory Institute 305 South Street Boston, MA 02130-3597 617-983-6622

DATE RECEIVED: 10/04/2002 DATE ANALYZED: 11/11/2002

NO. 730464

I hereby certify that the substance Contained in 1 plastic bag **MARKED:** 730464 Submitted by DET. BRYAN MCMAHON of the LOWELL POLICE DEPT.

Has been examined with the following results: The substance was found to contain: Cocaine, a derivative of Coca leaves, as defined in Chapter 94 C, Controlled Substance Act, Section 31, Class B.

NET WEIGHT: 62.51 grams

DEFENDANT: AGUDELO, RAUL

ASSISTANT ANALYSTS

Sworn and subscribed to before me this day, I know the subscribers to be assistant analysts Massachusetts Department of Public Health.

My Commission Expires

Chapter 111, Section 13 of the General Laws

This certificate shall be sworn to before a Justice of the Peace or Notary Public, and the jurat shall contain a statement that the subscriber is the analyst or assistant analyst of the department. When properly executed, it shall be prima facie evidence of the composition, quality, and the net weight of the narcotic or other drug, poison, medicine, or chemical analyzed, or the net weight of any mixture containing the narcotic or other drug, poison, medicine, or chemical analyzed, and the court shall take judicial notice of the signature of the analyst or the assistant analyst, and of the fact that he/she is such.



JAME SWILT

GOVERNOT

Robert F. Gittens

SCCRETARY

HOWARD H.Koh,MD,MPH

Commissioner

The Commonwealth of Massachusetts Executive Office of Health and Human Services Department of Public Health State Laboratory Institute 305 South Street Boston, MA 02130-3597 617-983-6622

DATE RECEIVED: 10/04/2002 DATE ANALYZED: 11/11/2002

NO. 730465

I hereby certify that the substance

Contained in 1 plastic bag

MARKED: 730465

Submitted by DET. BRYAN MCMAHON of the LOWELL POLICE DEPT.

Has been examined with the following results:

The substance was found to contain:
Heroin, (diacetylmorphine) as defined in Chapter 94 C, Controlled
Substance Act, Section 31, Class A.

NET WEIGHT: 39.56 grams

DEFENDANT: AGUDELO, RAUL

ASSISTANT ANALYSTS

Sandra Lipchus

Nancy Tigei

Sworn and subscribed to before me this day, $\frac{11/3/02}{}$. I know the subscribers to be assistant analysts of the Massachuse

Department of Public Health.

My Commission Expires .

NOTARY PUBLIC

Chapter 111, Section 13 of the General Laws

This certificate shall be swom to before a Justice of the Peace or Notary Public, and the jurat shall contain a statement that the subscriber is the analyst or assistant analyst of the department. When properly executed, it shall be prima facie evidence of the composition, quality, and the net weight of the narcotic or other drug, poison, medicine, or chemical analyzed, or the net weight of any mixture containing the narcotic or other drug, poison, medicine, or chemical analyzed, and the court shall take judicial notice of the signature of the analyst or the assistant analyst, and of the fact that he/she is such.



The Commonwealth of Massachusetts Executive Office of Health and Human Services Department of Public Health State Laboratory Institute 305 South Street Boston, MA 02130-3597 617-983-6622

Governor Robert P. Gittena Becretary Roward H. Koh, MD, MPH Commissioner

> **DATE RECEIVED:** 10/04/2002 DATE ANALYZED: 11/11/2002

NO. 730466

I hereby certify that the substance Contained in 1 plastic bag

MARKED: 730466

Submitted by DET. BRYAN MCMAHON of the LOWELL POLICE DEPT.

Has been examined with the following results: The substance was found to contain: Heroin, (diacetylmorphine) as defined in Chapter 94 C. Controlled Substance Act, Section 31, Class A.

NET WEIGHT: 10.45 grams

DEFENDANT: AGUDELO, RAUL

ASSISTANT ANALYSTS

Sworn and subscribed to before me this day, I know the subscribers to be assistant analysts the Massachusetts

Department of Public Health

My Commission Expires

NOTARY PUBLIC

Chapter 111, Section 13 of the General Laws

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CASE # 02-18438

LOWELL, MA POLICE DEPT. FOLLOW UP REPORT

REPORTING OFFICER: Golner, Sgt.

VICTIM: Comm. of Massachusetts

DATE: 09-28-02

TIME:

1700

CRIME / INCIDENT:

Trafficking in Cocaine over 200 grams

BECEIVE D

SEP 2 a 2002

LOWELL POLICE DEPT

ADDRESS:

VICTIMS DOB:

HOME PHONE #:

BUSINESS PHONE:

Summary:

On 28 September 02, came into the Highlands Precinct to report that he may have discovered drugs inside his apartment told Officer Jose Ramirez that his roommate did not work and has not been paying him rent. Told us that he was suspicious and had looked through his roommates' room. According to the found a bag containing what he thought might be drugs in his roommates' room. The largest to take us to the apartment and show us whet he believed might be illegal drugs.

I responded to the apartment at #129 Westford Street along with , Officer Raymond Bourret and Officer Ramirez. Upon arrival, took us into the apartment and to an unlocked bedroom to the left of a front room. told us his bedroom was to the right. Doponed the door, and pulled a blue/green/brown jacket from the closet. Then pulled a Levi's Bag (plastic multi-colored) from one of the jacket sleeves. Inside this bag he told me was the substance he thought might be drugs. the bag on the bed, and I walked into the goom to observe its contents. I observed numerous clear plastic bags containing a substance, which I recognized to be consistent with that of cocaine. A closer examination revealed seven large bags of the substance believed to be cocaine. All seven bags were consistent in size and shape. Through this Officers training and experience, I believed that there was in excess of 200 grams of cocaine in the bags. I seized the bag and Jacket as evidence. I called for Detective Carlos Mercado to photograph the cocaine on the bed. The photograph was turned over to Sgt. James Trudel. The jacket and cocaine were transported to the Lowell Police Station and tagged as evidence. Detective Bryan McMahon was called and responded to take custody of the evidence. Sgt. Trudel was advised of the situation and advised he would have Detectives responding to apply for a search warrant. Officer Bourret and Ramirez remained at #129 Westford Street ! to secure the apartment.

Street before the bridge. Told me that his roommate drives a grey vehicle and the plate number was

Reporting Officer

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DOCUMENT NAME = Document2

FOLLOWUP REPORT

2397ZL. A check on the registration revealed it came back to an Edwin Diaz-Solis. According to his roommate was named Raul Agudelo a Columbian native who utilizes the aka Edwin Diaz-Solis. We believed that the address has speaking of was Payne Street. I responded to the area and located the vehicle Massachusetts 2397ZL on Payne Street by #21. This was adjacent to a used car lot at #11 Payne. Officers Rivera Sr., Tetreault, Ferry and Quinaones responded to assist. At #11 Payne, we located a Hispanic male who claimed to be from Puerto Rico. From our experience, Officer Rivera and I believed that the male was not telling the truth and was in fact from Columbia. The male identified himself as Carlos R. Colon. Subsequently a show-up was conducted with hand and Colon with negative results. Advised that Colon was not his roommate, but was his roommate's good or best friend. Colon was not truthful about knowledge of the grey Buick and through investigation by Officer Rivera, this was confirmed. An amount of substance believed to be heroin was discovered in the car lots trailer and Colon placed under arrest for trafficking in heroin over 14 grams. Officers Ferry and Tetreault then secured number 11 Payne Street pending the application of a search warrant by the Vice/Narcotics Unit.

Sec related reports for details.

I had Detective Dillon take two Polarold photographs of the cocaine. One is attached to this report and the other placed with the evidence.

Respectfully Submitted By,

Reporting Officer

FILE NAME = Document2

PAGE 2 of 2

TRAFFICKING C/B COCAINE O/200 GRMS OFFENSE 2 (CHARACTER OF CASE) OFFENSE 3 (CHARACTER OF CASE) DATE OCCURRED FROM 9-28-02 TO DOCCURRED FROM 9-28-02	UNIY VICE C-COMMITTED ATTEMPTED C-COMMITTED ATTEMPTED C-COMMITTED C-ATTEMPTED
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SIGNATURE

OFFICER BADGE

CRICASE 18년부터 10336-NMG 97월 37년대는 1269-3 SPILE 0월 15/2068 Page 30 8 f 30 Page 2 of 2 LOWELL POLICE DEPT. Case No : 02-18436 Today's Date: 9-30-02 INCIDENT / ARREST REPORT NARRATIVE / CONTINUATION / FOLLOW-UP At this time, the suspect has not been located, and I am seeking an arrest warrant for AGUDELO, RAUL AKA DIAZ-SOLIS, EDWIN with a date of birth of 7-17-60 from 129 Westford Street, for trafficking c/b (cocaine) over 200 Grams. It should be noted that I applied for and was granted search warrant number 02115W088 for the suspects vehicle (gray Buick Century 2397ZL). This vehicle was searched by Detective Zanoli, and found to contain no contraband. This vehicle will be held pending lavestigation. All contraliand was tagged and placed into evidence per departmental policy. ECEIVE DCT 01 2002

LOWELL POLICE DEPT

REPORTING OFFICER		Min San	502	9-30-02
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REVIEWING SUPERVISOR	3570	, , , , , , , , , , , , , , , , , , , ,	787	5-30-0.2
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